

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail to:
Mail Stop RCE, Commissioner for Patents, P.O. Box 1450
Alexandria, VA 22313-1450 on 08 July 2005

Paula Faulk Hurley

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:

Inventor: Bruce J Barclay, et al.

Application No.: **09/910,703**

Confirm. No.: 2083

Filed: 20 July 2001

Title: Biologically Active Agent Delivery Apparatus and Method

Group Art Unit: **3738**Examiner: **Pellegrino, Brian B.**Customer No. 22470**PRELIMINARY AMENDMENT**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is being filed together with a Request for Continued Examination and is in response to the Final Office Action mailed 12 May 2005.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper. This listing of the claims will replace all prior versions, and listings, of the claims in this application.

REMARKS begin on page 7 of this paper.